

200512005

## IN THE EO/US UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/511,891  
Applicant: : Harmon et al.  
Date filed in EO/US : 19 October 2004  
Group Art Unit : Not yet assigned  
Examiner: : Not yet assigned  
Docket No. : 32-02  
For: Reduction In Biological Oxygen  
Demand Levels In Waste Water Effluents  
Customer No. : 23713

Confirmation No.: Unknown

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence, along with any other document referred to as being attached or enclosed, is being filed via facsimile to facsimile number 703-305-3230 addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

6/9/05  
OnL Murray  
Lea Murray

## TRANSMITTAL LETTER AND CERTIFICATE OF FACSIMILE TRANSMISSION

Mail Stop PCT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed for submission is the executed Declaration/Power of Attorney in 2 counterparts (6 pages total).

It is believed that a fee of \$65.00 (small entity) is due for late filing of this document and that this fee can be paid with the response to Notice to File Missing Parts of Nonprovisional Application, when it has been provided to the Applicant. However, if this is incorrect please charge any fees due to Deposit Account No. 07-1969.

Respectfully submitted,



Donna M. Ferber  
Reg. No. 33,878

GREENLEE, WINNER AND SULLIVAN, P.C.  
4875 Pearl East Circle, Suite 200  
Boulder, CO 80301  
Telephone: (303) 499-8080; Facsimile: (303) 499-8089  
Date: June 9, 2005

Best Available Copy

\*\*\*\*\*  
\*\*\* TX REPORT \*\*\*  
\*\*\*\*\*

Rec'd PCT/PTO

9 JUN 2005

TRANSMISSION OK

TX/RX NO	1164	
CONNECTION TEL		17033053230
SUBADDRESS		
CONNECTION ID		
ST. TIME	06/09 12:10	
USAGE T	01'04	
PGS. SENT	8	
RESULT	OK	

**GREENLEE, WINNER and SULLIVAN, P.C.**

4875 Pearl East Circle, Suite 200  
Boulder, Colorado 80301 USA  
Telephone (303) 499-8080  
Fax (303) 499-8089

---

**FACSIMILE COVER SHEET**

---

DATE:	June 9, 2005
TOTAL NO. PAGES: (including cover sheet)	8
TO:	U.S. Receiving Office of the PCT
FACSIMILE NUMBER:	(703) 305-3230
FROM:	Donna M. Ferber
RE:	USSN 10/511,891 based on International Application No. PCT/US2003/012760 Docket No. 32-02

*If transmission is unclear, please telephone (303) 499-8080 immediately and ask for  
Marilyn*

**COMMENTS:****Attached for filing are:**

1. Transmittal Letter and Certificate of Facsimile Transmission (1 page)
2. Inventors Declaration and Power of Attorney (6 pages)

**Best Available Copy**

Rec'd PCT/PTO

9 JUN 2005

**GREENLEE, WINNER and SULLIVAN, P.C.**

4875 Pearl East Circle, Suite 200  
Boulder, Colorado 80301 USA  
Telephone (303) 499-8080  
Fax (303) 499-8089

---

**FACSIMILE COVER SHEET**

---

DATE: June 9, 2005  
TOTAL NO. PAGES: 8  
(including cover sheet)  
TO: U.S. Receiving Office of the PCT  
FACSIMILE NUMBER: (703) 305-3230  
FROM: Donna M. Ferber  
RE: USSN 10/511,891  
based on International Application No.  
PCT/US2003/012760  
Docket No. 32-02

*If transmission is unclear, please telephone (303) 499-8080 immediately and ask for  
Marilyn*

**COMMENTS:**

Attached for filing are:

1. Transmittal Letter and Certificate of Facsimile Transmission (1 page)
2. Inventors Declaration and Power of Attorney (6 pages)

---

**CONFIDENTIALITY NOTICE**

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient or the agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosing, copying, distributing or the taking of any action in reliance on the contents of this communication is prohibited. If you have received this communication in error, please notify us immediately by telephone (call collect) and return the original to us at the above address via the postal service. Thank you.

---

**Best Available Copy**

**GREENLEE, WINNER and SULLIVAN, P.C.**

4875 Pearl East Circle, Suite 200  
Boulder, Colorado 80301 USA  
Telephone (303) 499-8080  
Fax (303) 499-8089

---

**FACSIMILE COVER SHEET**

---

DATE: July 13, 2005  
TOTAL NO. PAGES: 13 including this cover sheet  
TO: Shelby Vigil  
ORGANIZATION: United States Patent & Trademark Office  
FACSIMILE NUMBER: 703-746-6710  
FROM: Donna M. Ferber, Ph.D.  
RE: U.S. Patent Application No. 10/511,891  
Our Docket No. 32-02 US

*If transmission is unclear, please telephone (303) 499-8080 immediately and ask for Marilyn.*

**COMMENTS:**

Per your request attached are the following documents:

1. Letter dated July 13, 2005 (1 page);
2. Notification of Missing Requirements (2 pages); and
3. Documents filed on June 9, 2005 (9 pages)

---

**CONFIDENTIALITY NOTICE**

This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged and confidential. If the reader of this message is not the intended recipient or the agent responsible for delivering the message to the intended recipient, you are hereby notified that any disclosing, copying, distributing or the taking of any action in reliance on the contents of this communication is prohibited. If you have received this communication in error, please notify us immediately by telephone (call collect) and return the original to us at the above address via the postal service. Thank you.

---

**Best Available Copy**

**GREENLEE, WINNER AND SULLIVAN, P.C.**  
INTELLECTUAL PROPERTY LAW

**Rec'd PCT/PTO****9 JUN 2005**

July 13, 2005

VIA FACSIMILE 703-746-6710

Shelby Vigil  
U.S. Patent & Trademark Office  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: U.S. Application No. 10/511,891, based on PCT/US2003/127670  
International Filing Date: 04/23/2003  
Confirmation No. 6483  
Title: "Reduction in Biological Oxygen Demand Levels in Waste Water Effluents"  
Our Docket No. 32-02 US

Dear Ms. Vigil

This is further to a conversation you had on July 13, 2005 with Marilyn Morris regarding the above referenced Patent Application. We received a Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office dated July 7, 2005, a copy of which is enclosed. The Declaration and Power of Attorney requested in the Notice was filed via facsimile with the U.S. Receiving Office of the PCT on June 9, 2005. Per your request, attached are the documents filed on June 9, 2005, including the confirmation of transmission. You noted in your conversation of today that the \$65 fee has already been charged to our deposit account, No. 07-1969.

Please let us know if this transmission will meet the requirements of the Notice or if it is necessary for us to take additional action regarding this matter.

Please do not hesitate to contact me if you have questions and thank you for your assistance.

Respectfully submitted,



Donna M. Ferber, Ph.D.  
Reg. No. 33,878

DMF:mm  
Enclosures

4875 PEARL EAST CIRCLE, SUITE 200, BOULDER, COLORADO 80301  
PHONE: (303) 499-8080 or (800) 670-7865; FAX: (303) 499-8089; E-MAIL: winner@greenwin.com  
www.greenwin.com

**Best Available Copy**

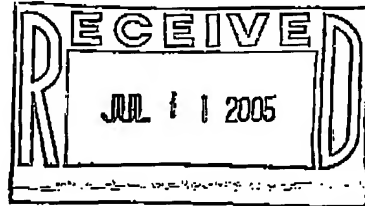


## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/511,891	FIRST NAMED APPLICANT Bud G Harmon	ATTY. DOCKET NO. 32-02 US
---	---------------------------------------	------------------------------

GREENLEE, WINNER AND SULLIVAN, P.C.  
4875 PEARL EAST CIRCLE  
SUITE 200  
BOULDER, CO 80301



INTERNATIONAL APPLICATION NO. PCT/US03/12760	
I.A. FILING DATE 04/23/2003	PRIORITY DATE 04/23/2002

CONFIRMATION NO. 6483  
371 FORMALITIES LETTER



Date Mailed: 07/07/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/19/2004
- Small Entity Statement filed on 10/19/2004
- Request for Immediate Examination filed on 10/19/2004
- U.S. Basic National Fees filed on 10/19/2004
- Priority Documents filed on 10/19/2004
- Power of Attorney filed on 10/19/2004

DOCKETED  
DMF  
JUL 12 2005

Greenlee, Winner, Sullivan

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

ENT'D JUL 11 2005

Best Available Copy

SHELBY J VIGIL

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/511,891	PCT/US03/12760	32-02 US

FORM PCT/DO/EO/905 (371 Formalities Notice)

Best Available Copy